

4687

1 BILL NO. Z-79-11-16

2 ZONING MAP ORDINANCE NO. Z- 05-80

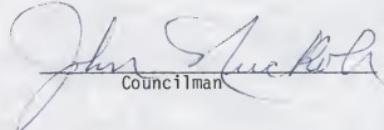
3 AN ORDINANCE amending the City of  
4 Fort Wayne Zoning Map No. N-46.

5 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,  
6 INDIANA:

7 SECTION 1. That the area described as follows is hereby designated  
8 a R-3 district under the terms of Chapter 33, Municipal Code of the  
9 City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort  
10 Wayne Zoning Map No. N-46, referred to therein, established by Section 33-11,  
11 of said Chapter are hereby changed accordingly, to wit:

12 Part of the SW  $\frac{1}{4}$ , Section 12, Township 31 North, Range 12  
13 East, in Allen County, Indiana, more particularly described  
14 as follows: Commencing at the SW corner of said quarter  
15 section; thence North  $00^{\circ} 14'$  West (bearing from Deed  
16 #72-12609) along the West line of said Section 12, 235 feet  
17 to a point; thence S  $89^{\circ} 35'$  East parallel to the South Line  
18 of Section 12, 48.1 feet to the Point of Beginning; thence  
19 continuing South  $89^{\circ} 35'$  East 256.9 feet to a pin found;  
20 thence South  $00^{\circ} 14'$  East parallel to the west line of said  
21 Section 12, 195 feet to a pin found, being on the North r/w  
22 line of Cook Road; thence N  $89^{\circ} 35'$  West parallel to the  
23 South Line of said Section 12 and on or along the North r/w  
24 line of Cook Road, 224.55 feet to a pin found; thence North  
25  $34^{\circ} 48' 25''$  West, 57 feet to a pin found; thence North  $00^{\circ} 14'$   
26 West parallel to the West Line of said Section 12 on or  
27 along the East r/w line of State Road 327, 148.43 feet to  
28 the Point of Beginning; containing 1.13 acres more or less  
29 and subject to easements of record. This parcel is one in  
30 the same as parcel described in Instrument I-5365 in the  
31 Office of the Allen County Recorder.

32 SECTION 2. That this Ordinance shall be in full force and effect  
from and after its passage, approval by the Mayor and legal publication  
thereof.

  
John Shuckola  
Councilman

APPROVED AS TO  
FORM & LEGALITY

  
William N. Salin, City Attorney

Read the first time in full and on motion by \_\_\_\_\_, seconded by \_\_\_\_\_, and duly adopted, read the second time by title and referred to the Committee \_\_\_\_\_ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_, 19\_\_\_\_\_, at \_\_\_\_\_ o'clock M., E.S.T.

DATE: \_\_\_\_\_

CHARLES W. WESTERMAN  
CITY CLERK

Read the third time in full and on motion by \_\_\_\_\_, seconded by Stan, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
<u>TOTAL VOTES</u>	<u>8</u>	<u>0</u>	_____	<u>1</u>	_____
<u>BURNS</u>	<u>X</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>X</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>X</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHOMBURG</u>	<u>X</u>	_____	_____	_____	_____
<u>STIER</u>	<u>X</u>	_____	_____	_____	_____
<u>TALARICO</u>	_____	_____	_____	<u>X</u>	_____

DATE: 1-22-80

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)  
(APPROPRIATION) ORDINANCE (RESOLUTION) No. 3-05-80  
on the 22nd day of January, 1980.

ATTEST:

(SEAL)

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Vivian J. Schmidt  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of January, 1980, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 23rd day of Jan. 1980, at the hour of 3:00 o'clock P.M., E.S.T.

Winfield C. Moses Jr.  
WINFIELD C. MOSES, JR.  
MAYOR

Read the first time in full and on motion by \_\_\_\_, seconded by  
Hughes, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock M., E.S.T.

DATE: 11-13-79

Charles W. Utley  
CITY CLERK

Read the third time in full and on motion by \_\_\_\_\_, seconded by \_\_\_\_\_, and duly adopted, placed on its passage.

PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	_____	_____	_____	_____	_____
<u>BURNS</u>	_____	_____	_____	_____	_____
<u>HINGA</u>	_____	_____	_____	_____	_____
<u>HUNTER</u>	_____	_____	_____	_____	_____
<u>MOSES</u>	_____	_____	_____	_____	_____
<u>NUCKOLS</u>	_____	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	_____	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	_____	_____	_____	_____	_____
<u>STIER</u>	_____	_____	_____	_____	_____
<u>TALARICO</u>	_____	_____	_____	_____	_____

DATE: \_\_\_\_\_

CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_. ATTEST: (SEAL)

CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_, at the hour of \_\_\_\_\_ o'clock M., E.S.T.

CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_, at the hour of \_\_\_\_\_ o'clock M., E.S.T.

MAYOR

Hall  
x 15

BILL NO. Z-79-11-16

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN  
ORDINANCE amending the City of Fort Wayne Zoning Map No. N-46

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HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE **DO** PASS.

BEN EISBART, CHAIRMAN

ID ORDINANCE 30 PASS.

**JOHN NUCKOLS, VICE CHAIRMAN**

*Journal of Health Politics, Policy and Law*, Vol. 27, No. 4, December 2002  
ISSN 0361-6878 • 10.1215/03616878-27-4 © 2002 by The University of Chicago

JAMES S. STIER

Donald

SAMUEL J. TALABITO

Samuel J. Talana

DONALD J. SCHMIDT

1-2-80

卷八

CONCURRED IN  
CHARLES W. WESTERMAN, CITY CLERK

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on November 13, 1979, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-11-16; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on December 10, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held December 17, 1979.

Certified and signed this  
28th day of December 1979.

*Thomas G. Adams*

Thomas G. Adams  
Secretary

**RECEIPT**Date Oct. 17 1924 No. 10871Received From Lubby, Gallmeyer, Sweetman & LoganAddress Indiana Bank BldgFifty DollarsDollars \$50.00For Promissory Note

## ACCOUNT

## HOW PAID

AMT. OF ACCOUNT	<u>50 -0</u>	CASH	
AMT. PAID	<u>50 .00</u>	CHECK # <u>655</u>	
BALANCE DUE	<u>—</u>	MONEY ORDER	

By

Guy Barts

4



CHANGE FROM RA TO R3

N

Map No. N 46

Z-79-11-16

## PETITION FOR ZONING ORDINANCE AMENDMENT

Receipt No. \_\_\_\_\_

TO: COMMON COUNCIL OF THE  
CITY OF FORT WAYNE, INDIANA

Date Filed \_\_\_\_\_

Intended Use \_\_\_\_\_

I/We AMOS D. DELAGRANGE and EDNA VIOLA DELAGRANGE, Husband and Wife  
(Applicant's Name or Names)do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana,  
by reclassifying from a/an R-A district to a/an R-3 district the  
property described as follows:

Part of the SW 1/4, Section 12, Township 31 North, Range 12 East, in Allen County,  
Indiana, more particularly described as follows: Commencing at the SW corner of  
said quarter section; thence North 00° 14' West (bearing from Deed #72-12609)  
along the West line of said Section 12, 235 feet to a point; thence S 89° 35'  
East parallel to the South Line of Section 12, 48.1 feet to the Point of Beginning;  
thence continuing South 89° 35' East 256.9 feet to a pin found; thence South  
00° 14' East parallel to the west line of said Section 12, 195 feet to a pin  
found, being on the North r/w line of Cook Road; thence N 89° 35' West parallel  
to the South Line of said Section 12 and on or along the North r/w line of  
Cook Road, 224.55 feet to a pin found; thence North 34° 48' 25" West, 57 feet  
to a pin found; thence North 00° 14' West parallel to the West Line of said  
Section 12 on or along the East r/w line of State Road 327, 148.43 feet to the  
Point of Beginning; containing 1.13 acres more or less and subject to easements  
of record. This parcel is one in the same as parcel described in Instrument  
I-5365 in the Office of the Allen County Recorder.

(Legal Description)

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum  
(51%) or more of the property described in this petition.Amos D. DelagrangeR. R. #1, Woodburn, IN*Amos D. Delagrange*  
*Edna Viola Delagrange*Edna Viola DelagrangeR. R. #1, Woodburn, IN

(Name)

(Address)

(Signature)

Legal Description Checked By: \_\_\_\_\_

(City Engineer)

## NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement  
shall be filed in writing in the office of the City Plan Commission by noon on the  
Wednesday preceding the meeting of the City Plan Commission at which the ordinance is  
to be considered. If the request for a continuance or advisement is filed within  
the required time, the matter will not be put on the agenda for that meeting. It  
shall be the obligation of the petitioner to notify the same property owners which  
the Plan Commission had notified by mail that the hearing has been postponed or  
rescheduled and inform them of the time and place of the meeting at which the ordinance  
will be considered. All withdrawals of the ordinances must be made in writing prior  
to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

Thomas M. Gallmeyer  
(Name)Indiana Bank Building, Fort Wayne, IN 46802 (219) 422-9454  
'Address) (Telephone Number)CITY PLAN COMMISSION, CITY-COUNTY BUILDING, Room # 880, ONE MAIN STREET, FORT WAYNE,  
INDIANA, 46802 Telephone Number: 423-7571

4687

Admn. Appr. \_\_\_\_\_

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment 3-79-11-16

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE A parcel of ground approximately 235' x 305'  
lying on the Southeast corner of Cook Road and State Road 327.

EFFECT OF PASSAGE Property is now zoned RA - Suburban Residential.  
Property will become R-3 - Multiple Family Residential.

EFFECT OF NON-PASSAGE Property will remain RA - Suburban Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \_\_\_\_\_

ASSIGNED TO COMMITTEE (J.N.) \_\_\_\_\_



## OFFICE OF THE CITY CLERK

## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk :: room 122

January 24, 1980

Ms. Virginia Grace  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of January 29, 1980 and February 5, 1980, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, Indiana

Zoning Map Ordinance:

Bill No. Z-79-11-13  
Zoning Map Ordinance No. Z-04-80

Bill No. Z-79-11-16  
Zoning Map Ordinance No. Z-05-80

Bill No. Z-79-11-17  
Zoning Map Ordinance No. Z-06-80

Bill No. Z-79-11-18  
Zoning Map Ordinance No. Z-07-80

Bill No. Z-79-11-19  
Zoning Map Ordinance No. Z-08-80

Bill No. Z-79-11-50  
Zoning Map Ordinance No. Z-09-80

Please send us 21 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,  
*Charles W. Westerman*  
Charles W. Westerman  
City Clerk

CWW/ne  
Encl: 1

AN EQUAL OPPORTUNITY EMPLOYER

LEGAL NOTICE

Notice is hereby given that on the 22nd day of January, 1980, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-11-13 -- Zoning Map Ordinance No. Z-04-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. I-2

Notice is hereby given that on the 22nd day of January, 1980, the Common Council of the City of Fort Wayne, Indiana in a Regular Session, did pass the following Bill No. Z-79-11-16 -- Zoning Map Ordinance No. Z-05-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N-46

Notice is hereby given that on the 22nd day of January, 1980, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-11-17 -- Zoning Map Ordinance No. Z-06-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N-46

Notice is hereby given that on the 22nd day of January, 1980, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-11-18 -- Zoning Map Ordinance No. Z-07-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N-46

Notice is hereby given that on the 22nd day of January, 1980, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-11-19 -- Zoning Map Ordinance No. Z-08-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N-46

Notice is hereby given that on the 22nd day of January, 1980, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-11-50 -- Zoning Map Ordinance No. Z-09-80, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. J-34

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that Bill No. Z-79-11-13 -- Zoning Map No. Z-04-80; Bill No. Z-79-11-16 -- Zoning Map Ordinance No. Z-05-80; Bill No. Z-79-11-17 -- Zoning Map Ordinance No. Z-06-80; Bill No. Z-79-11-18 -- Zoning Map No. Z-07-80; Bill No. Z-79-11-19 -- Zoning Map Ordinance No. Z-08-80; Bill No. Z-79-11-50 -- Zoning Map Ordinance No. Z-09-80, were passed by the Common Council on the 22nd day of January, 1980, and said Ordinances were duly signed and approved by the Mayor on the 23rd day of January, 1980, and now remains on file and on record in my office.

Copies of said Bill No. Z-79-11-13 -- Zoning Map No. Z-04-80; Bill No. Z-79-11-16 -- Zoning Map Ordinance No. Z-05-80; Bill No. Z-79-11-17 -- Zoning Map Ordinance No. Z-06-80; Bill No. Z-79-11-18 -- Zoning Map No. Z-07-80; Bill No. Z-79-11-19 -- Zoning Map Ordinance No. Z-08-80; Bill No. Z-79-11-50 -- Zoning Map Ordinance No. Z-09-80, will be posted in the following places in Fort Wayne, Allen County, Indiana

- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East door of the Allen County Court House

Copies of said Bill No. Z-79-11-13 -- Zoning Map No. Z-04-80; Bill No. Z-79-11-16 -- Zoning Map Ordinance No. Z-05-80; Bill No. Z-79-11-17 -- Zoning Map Ordinance No. Z-06-80; Bill No. Z-79-11-18 -- Zoning Map No. Z-07-80; Bill No. Z-79-11-19 -- Zoning Map Ordinance No. Z-08-80; Bill No. Z-79-11-50 -- Zoning Map Ordinance No. Z-09-80, will be available for reading in the following places in Fort Wayne, Allen County, Indiana.

- (1) Reference Room in the north end of the main floor in said Downtown Public Library
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana

*Charles W. Westerman*  
Charles W. Westerman  
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on January 29, 1980.

*Charles W. Westerman*  
Charles W. Westerman  
City Clerk



**Fort Wayne Common Council**

(Governmental Unit)

**Allen**

County, Ind.

To.....**JOURNAL-GAZETTE**.....D.**FORT WAYNE, INDIANA****PUBLISHER'S CLAIM**

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines  
of the type in which the body of the advertisement is set) — number of equivalent lines

Head	number of lines	
Body	number of lines	<b>119</b>
Tail	number of lines	<b>2</b>
Total number of lines in notice		<b>121</b>

## COMPUTATION OF CHARGES

<b>121</b>	.....lines, <b>1</b> .....columns wide equals <b>121</b> .....equivalent lines at .....	<b>.253¢</b>	\$ <b>30.61</b>
cents per line			

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)	<b>19 extra</b>	<b>9.50</b>
		\$ <b>40.11</b>

TOTAL AMOUNT OF CLAIM.

## DATA FOR COMPUTING COST

Width of single column 9.6 picas Size of type ..... 6 point

Number of insertions ..... 2 Size of quad upon which type is cast ..... 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Arvilla DeWald*Date **Feb. 2**, 19 **80**Title ..... **CLERK****PUBLISHER'S AFFIDAVIT**

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, **ARVILLA DEWAULD**, who, being duly sworn, sayeth that she is.....

CLERK

**JOURNAL-GAZETTE**a..... newspaper of general circulation printed and published in the English language in the city of ..... **FORT WAYNE, INDIANA**in state and county aforesaid, and that the printed matter attached hereto is a true copy which was duly published in said paper for ..... **two times**, the dates of publication being as follows: **1/29 - 2/5/80**Subscribed and sworn to before me this **5 th** day of **February**, 19 **80***Arvilla DeWald***September 28, 1983**

Notary Public

My commission expires.....





**Fort Wayne Common Council**

(Governmental Unit)

**Allen**

County, Ind.

To ..... **NEWS-SENTINEL** ..... Dt.**FORT WAYNE, INDIANA****PUBLISHER'S CLAIM**

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

**119**

Body number of lines

**2**

Tail number of lines

**121**

Total number of lines in notice

## COMPUTATION OF CHARGES

<b>121</b>	..... lines, <b>1</b> .....	columns wide equals <b>121</b> .....	equivalent lines at .253¢	<b>\$ 30.61</b>
		cents per line		

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) **19 extra** **9.50**

TOTAL AMOUNT OF CLAIM.

**\$ 40.11**

## DATA FOR COMPUTING COST

Width of single column 9.6 picas Size of type ..... **6** ..... pointNumber of insertions **2** ..... Size of quad upon which type is cast **6** .....

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date **Feb. 5**, 19 **80**

Title ..... CLERK

ATTACH CC  
ADVERTISEMEN**Stiffel,  
Save on****Po****Flat top,****Secretar****Ladies,****styles an****;**

&lt;